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TECHNICAL SPECIALISTS DENNIS J DUPRAY, Ph.D ANGELA K. DALLAS, Ph.D

October 24, 2002

FACSIMILE COVER SHEET

Please deliver the following pages to:

Name:

Examiner Dao L. Phan

U.S. Patent and Trademark Office

Group Art Unit:

3662

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1005-DJD

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GROUP 3600

Application Serial No.

09/176,587

Total No. Pgs., incl. cover

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Sender's Name:

Dennis J. Dupray, Ph.D.

Special Instructions:

As per a conversation with the Examiner on October 23, 2002, attached is a copy of two Information Disclosure Statements previously filed for the above-identified patent application, which

apparently have not been considered.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:) Group Art Unit: 3662			
	DПЬ	RAY) Examiner: Dao L. Phan			
Serial	No.: 09	/176,587	•)) <u>INFORMATION DISCLOSURE</u>) STATEMENT			
Filed:	Octobe	r 21, 199	8)			
Atty.	File No.	: 1005-D	JD	Express Mail Label: EL417660710US			
For:	FOR	CALIBR	S LOCATION SYSTEM LATING MULTIPLE ESTIMATORS"	EL47.2660.27002			
		nmissiono D. C. 202	er for Patents 31				
Sir:							
	The re	eferences	cited on attached Form PTO	O-1449 are being called to the attention of the Examiner.			
Copie:	of the	cited refe	erences:				
	·		Are enclosed herewith.				
		Ø	Are not enclosed, in acco	rdance with 37 C.F.R. 1.98(d), because the references were			
		submi	rted to the U.S. Patent and T	rademark Office in prior application Serial No. 09/194,367			
	•	filed N 120.	November 24, 1998, which is	s relied upon for an earlier filing date under 35 U.S.C. §			
		To the	best of applicants' belief, the	se pertinence of the foreign-language references are			
clieve	d to be			abstracts and in the figures, although applicants do not			
			e accuracy of the translation				
	Examiner's attention is drawn to the following co-pending applications, copies of which have						
een or	are bei	ng submi	tted:				
	į	Serial)	No. 09/194,367 filed Nover	aber 24, 1998 -			
		Serial I	No. 09/770,838 filed Januar	y 26, 2001			
	į.	Serial l	No. 09/820,584 filed March	28, 2001			
	Submi	ssion of t	he above information is not	intended as an admission that any item is citable under the			
atutes	or rules	to suppo	ort a rejection, that any item	disclosed represents analogous art, or that those skilled in			

the art would refer to or recognize the pertinence of any reference without the benefit of hindsight, nor should

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GROUP 3600

an inference be drawn as to the pertinence of the references based on the order in which they are presented. Submission of this statement should not be taken as an indication that a search has been conducted, or that no better art exists.

It is respectfully requested that the cited information be expressly considered during the prosecution of this application and the references made of record therein.

FEES

Ø	37 CFR 1.97(b): No fee is believed due to connection with this submission, because the information disclosure sustement
	submitted herewith is satisfies one of the following conditions ("X" indicates satisfaction):
1	Within three months of the filing date of a national application other than a continued prosecution
	application under 37 CFR 1.53(d), or
	Within three months of the date of entry into the national stage of an
	international application as set forth in 37 CFR 1.491 or
	Before the mailing date of a first Office Action on the ments, or
	Before the mailing of a first Office action after the filing of a request for
	continued examination under 37 CFR 1.114,
	Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to
<u> </u>	Deposit Account 19-1970.
Π ,	37 CFR 1.97(c): The information disclosure statement transmitted herewith is being filed after all the above conditions (37
:	CFR 1.97(b)), but before the mailing date of one of the following conditions:
:	(1) a final action under 37 C.F.R. 1.113 or
	(2) a notice of allowance under 37 C.F.R. 1.311, or
	(3) an action that otherwise closes prosecution in the application.
	This Information Disclosure Statement is accompanied by:
i	A Certification (below) as specified by 37 C.f.R. 1,97(c). Although no fee is believed due, if any fee is
:	deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970.
-	OR
	A check in the amount of \$180,00 for the fee set forth in 37 C.F.R. 1.17(p) for submission of an
	information disclosure statement. Please credit any overpayment or charge any underpayment to Deposit Account No. 19-
	1970.
	37 CFR 1.97(d): This Information Disclosure Statement is being submitted after the period specified in 37 CFR 1.97(e).
•	This information Disclosure Statement includes a Certification (below) as specified by 37 C.F.R. 1.97(e)
	AND
:	Applicants hereby requests consideration of the reference(s) disclosed herein. Enclosed is the fee in the
	amount of \$180.00 under 37 C.F.R. 1.17(p). Please credit any overpayment or charge any underpayment to Deposit
į.	Account No. 19-1970. Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970.
1	Election to pay the fee should not be taken as an indication that applicant(s) cannot execute a certification.

Certification (37 C.F.R. 1.97(e))
(Applicable only if checked)

The undersigned certifies that:

Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(1).

A copy of the communication from the foreign patent office is enclosed.

OR

No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(2).

Respectfully submitted,

SHERIDAN KOSS, P.C

Dennis J. Duplay

Registration No. 46,299

1560 Broadway, Suite 1200 Denver, CO 80202-5141 TELEPHONE: 303-863-2975

FAX: 303-863-0223

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	1	6,308,072	10/23/200	1	Labedz et al.		45	5	448		
ļ	2	8,061,064	5/9/2000		Reichlen		34	5	418		
	3	5.914,675	6/22/1999	,	Tognazzini		34	0	989		
	4	5.835,857	11/10/199	8	Often		45	5 410			
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	-6	5,729,549	3/17/1998	<u></u>	Kostreski et al.		370	•	522	\bot	
	7	5,727,057	3/10/1998		Emery et al.		379		211		
	8	5.594,740	1/14/1997	_/_	LaDue		378		59	$oldsymbol{ol}}}}}}}}}}}}}}}}}$	
	9	5,561.704	10/1/1998	4	Salimando		379	-	58		
	10	5,515,378	5/7/1988		Roy, ill et al.	_	370		95.1		
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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FORM	PTO	-1449

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)

ATTY, DOCKET NO, 1005-DJD	SERIAL NO. 09/176,587	
APPLICANT DUPRAY		
FILING DATE October 21, 1998	GROUP ART	

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Group Art Unit: 3662

In Re the Ap	plication of:	Group Art Unit: 3662						
וּוֹיִם	PRAY	Examiner: Dao Phan						
Scrial No.: 0)	INFORMATION DISCLOSURE STATEMENT						
Filed: Octobe	er 21, 1998)	CERTIFICATE OF MAILING						
Atty. File No	.: 1005-DJD	I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS						
CÁL	WIRELESS LOCATION SYSTEM) LIBRATING MULTIPLE) CATION ESTIMATORS")	BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231 ON THIS _3_ DAY OF						
Assistant Con Washington,	mmissioner for Patents D. C. 2023 l	SHERIDAN ROSS P.C. BY: LLLY LLL Chasiny C. Rossum						
Sir:								
The	references cited on attached Form PTO-144	9 are being called to the attention of the Examiner.						
Copies of the	e cited references:							
:	Are enclosed herewith.							
	Are not enclosed, in accordance	e with 37 C.F.R. 1.98(d), because the references were						
	submitted to the U.S. Patent and Traden	nark Office in prior application Serial No. 09/194,367						
!	filed November 24, 1998, which is relie	d upon for an earlier filing date under 35 U.S.C. §						
•	120.							
	To the best of applicants' belief, the per	tinence of the foreign-language references are						
believed to b	e summarized in the attached English abstra	cts and in the figures, although applicants do not						
necessarily v	ouch for the accuracy of the translation.							
Ø	Examiner's attention is drawn to the following	lowing co-pending applications:						
;	Serial No. 09/194,367 filed No	vernber 24, 1998						
:	Serial No. 09/770,838 filed Jan	uary 26, 2001						
į	Scrial No. 09/820,584 filed Ma	rch 28, 2001						
It is	respectfully requested that the Examiner also	consider the Information Disclosure Statement filed						
in the present	patent application on March 29, 2002.							
Subr	nission of the above information is not inten	ded as an admission that any item is clubble under the						
statutes or rul	les to support a rejection, that any item discl	osed represents analogous art, or that those skilled in						
the art would	refer to or recognize the pertinence of any r	eference without the benefit of hindsight, nor should						
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OCT 2 4 2002 GROUP 3600

an inference be drawn as to the pertinence of the references based on the order in which they are presented. Submission of this statement should not be taken as an indication that a search has been conducted, or that no better art exists.

It is respectfully requested that the cited information be expressly considered during the prosecution of this application and the references made of record therein.

FEES

NA :	No fee is believed due in connection with this submission, because the information disclosure statement submitted herewith
	is being filed:
	within three monds of the filing date of a Roquest for Continued Examination (RCE) or date of entry into
,	the national stage of an international application or
	Defore the mailing date of a first Office Action on the ments,
i	whichever occurs loss, 37 C.F.R 1,97(b).
 	Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to
<u> </u>	Deposit Account 19-1970
	The information disclosure statement transmitted herewith is being filed after three months of the filing date of
∤ .	this national application or the date of entry of the national stage as set forth in 37 C.F.R. 1.491 in an international
	application or after the mailing date of the first Office action on the merits, whichever occurred last but before the mailing
:	date of either.
	(1) a final action under 37 C.F.R. 1.113 or
· :	(2) a notice of allowance under 37 C.F.R. 1.311.
	whichever occurs first. This Information Disclosure Statement is accompanied by:
] ,	A Certification (below) as specified by 37 C.F.R. 1.97(c). Although no fee is believed duc, if any fee
)	is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970. OR
1	
	A check in the amount of \$240.00 for the fee set forth in 37 C.F.R. 1.17(p) for submission of an
	information disclosure statement. Please contact the undersigned for any fee discrepancies.
	This Information Disclosure Statement is being submitted after the mailing date of a final action under \$1.113 or a notice of
1	allowance under § 1.311, but before payment of the issue fee.
	This information Disclosure Statement includes a Certification (below) as specified by 37 C F.R. 1,97(e)
	AND
,	Applicants hereby petition for consideration of the references disclosed herein. Enclosed is a petition fee in
,	the amount of \$130.00 under 37 C.F.R. 1.17(i)(1). Please credit any overpayment or charge any underpayment to Deposit
	Account No. 19-1970.

1

	Applicant elects to pay the fee set forth in 37 C.P.R. 1.17(p) for submission of an information disclosure statement, and the enclosed check includes \$240.00 for payment of such fee. Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970. Election to pay the fee should not be taken as an indication that applicant(s) cannot execute a certification.
	Certification (37 C.F.R. 1.97(e)) (Applicable only if checked)
	The undersigned certifies that:
	☐ Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application nor more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(1). ☐ A copy of the communication from the foreign patent office is enclosed.
	OR
	No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in 37 C.F.R. 1.56(c) more than more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(2).
L	
,	Respectfully submitted
	SHERIDAN, KOSS, F.C.
ļ	Dennis J. Duprey, Ph.B. Registration No. 46,299 1801 Belvedere Street Golden, Colorado 80401 TELEPHONE: 303-863-2975

Date: MAT 3 2002

FORM PTO	FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE					ATTY, DOCKET NO. SERIAL NO. 1005-DJD 09/176,587					
	INFO	RMAT	ION DISCLOSUR	E STATEMEN	г	APPLICANT DUPRAY					
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 	7		NUMBER	8/22/2000		Maloney et al.		455/	456	;	
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	3.	CI	inder, U.S. Provisional I	Patent Application	1 Serial No. 6	0/038,037 Entitled "METHOD /	AND APP	ARATU	S FOR T	RACKING A	סט
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	7.	Re	ammunication from U.S. Patent Applications from Examiner M.	ian No. 08/355,80	31 \						
	8. Communication from U.S. Patent and Trademark Office Re: U.S. Patent Application No. 08/355,901 Responde from Examinor regarding communication filed on December 25. 1995 Dated July 23, 1996										
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INFOR	TION DICCLOSURE STATEMENT	APPLICANT DUPRAY					
	(Use several sheets if nocessary) DS filed out 5/13/02	FILING DATE October 21, 1998	GROUP ART 3662				
9.	Communication from U.S. Patent and Trademark Office Re: U.S. Patent Application No. 08/355,901 Examiner Interview Summary Record Dated: August 13, 1996						
10.	Complete Sevent and Trademark Office						
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12.	Communication from U.S. Patent and Trademark Office Re: U.S. Patent Application No. 08/355,901 Office Action Summary Dated: June 24, 1998	ce /					
13.	Communication from U.S. Patent and Trademark Offi Re: U.S. Patent Application No. 08/355,901 Abytsory Action Dated: August 11, 1998	de					
14.	Communication from U.S. Patent and Trademark Offi Re: U.S. Patent Application No. 08/355,901 Advisory Action Dated: September 9, 1998	ce					
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17.	Ergon Propnetary; "Performance Analyses Brief: Mice	rominiature Emergency Locator System	ns (MELS)": May 1996;				
18.	Loran: 1992: "Users Handbook 1992 Edition"; U.S. C	oast Guerd, Redionavigation Division;	20 pgs.				
19.	Newton; 1981; The Near-Term Potential of Doppler		ar Ligest, pgs. 10-31				
20.	*ARGOS: Basic Description of the Argos System*; A	RGOS, 7 pgs.					
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